IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 31746 of 2005(D)

AGAINST THE ORDER DATED 30/09/2004 IN IA 4617 2004 IN OS.560/2004 of I ADDL.SUB COURT,TRIVANDRUM

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PETITIONER:

VALSALA KUMARI, D/O.JAGADAMMA,
RESIDING AT ROHINI NIVAS,
NEAR SAINIK SCHOOL, THANTHAVILA,
KATTAIKONAM.P.O, THIRUVANANTHAPURAM.

BY ADV. SRI.V.CHITAMBARESH,
SRI.T.C.SURESH MENON,
SMT.M.R.VALSA,
SRI.SREEKANTH.K.R,
SRI.JIBU P THOMAS.

RESPONDENT:

VIJAYAKUMARI, D/O.BHARGAVI,
RESIDING AT ASWATHI BHAVAN,
NEENARA, AMBALLURU, KOLIYAKODE VILLAGE,
THIRUVANANTHAPURAM.

BY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.31746/2005:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE APPLICATION IN I.A. NO. 4617/2004 IN O.S. 560/04 DTD. 14/10/2004.

EXT.P.2: COPY OF THE OBJECTION DTD. 01/06/2005.

EXT.P.3: COPY OF THE ORDER IN I.A. NO. 4617/2004 IN A.S. 560/04 DTD. 30/09/2004.

//TRUE COPY//

prv.

M.N.KRISHNAN, J

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W.P.(C) No.31746 OF 2005

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Dated this the 7th day of June, 2007

JUDGMENT

In spite of service of notice on the respondent, she had not chosen to enter appearance. The writ petition is preferred against the order of the I Addl.Sub Court, Thiruvananthapuram in I.A.No.4617 of 2004 in O.S.No.560 of 2004. It was an application for interim attachment. This court while admitting the writ petition granted an order of injunction, i.e. against alienation. I think interest of the parties will be protected by the said temporary arrangement till the disposal of the suit. Therefore the order of the learned I Addl.Sub Judge, Thiruvananthapuram is modified and the respondent is restrained by an order of temporary injunction from alienating the property or causing damage or committing waste to the property till the disposal of the suit.

Writ petition is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-